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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/920,035	08/01/2001	Kai-Shu Yang	JCLA6567	5486

7590 08/17/2004  
J.C. Patents, Inc.  
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EXAMINER

NGUYEN, KIMBINH T

ART UNIT	PAPER NUMBER
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2671

DATE MAILED: 08/17/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/920,035

Applicant(s)

YANG ET AL.

Examiner

Kimbinh T. Nguyen

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 10 June 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-23 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-23 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

**DETAILED ACTION**

1. This action is responsive to amendment filed 6/10/04.
2. Claims 1-23 are pending in the application.

***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Taubin et al. "Progressive Forest Split Compression", IBM T.J. Watson Research Center (ACM, published July 1998, pages 1-10) in view of Rossignac et al. (5,825,369).

**Claim 1**, Taubin et al. discloses constructing a cluster from each vertex (vertex clustering algorithm) in a single resolution mesh constituted of vertices (vertex clustering, see section "Single-resolution mesh compression scheme", page 2; section "Clustered multi-resolution modes", page 7); constructing an expansion operation (forest split operation) by connecting the vertex with its adjacent vertices (see section 3.2 "the forest split operation", pages 3-4; figs. 1, 2 and 3), wherein the vertices comprises two or more than two vertices (n vertices; figs. 1, 2 and 3); Taubin does not teach the cost for expansion operation; however, Rossignac et al. teaches calculating cost of the expansion operation; repeating the expansion operation with the lowest cost for constructing a forest

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mesh (creating vertex tree of minimum total cost; col. 13, lines 23-31); and Taubin teaches merging non-root vertices to  $t$  in a single operation step (each triangle  $t=\{i,j,k\}$  of the simple polygon defines a new triangle of the refined mesh by replacing the polygon boundary loop indices  $i, j, k$  with their corresponding tree boundary loop indices; see section "Triangle tree boundary loops", page 5), wherein triangle  $t$  is a representative vertex of the cluster (see section "Clustered multi-resolution models", page 7). It would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the lowest cost estimated energy cost for vertex spanning tree (edge connecting) taught by Rossignac into the progressive forest split compression of Taubin's method for constructing the progressive mesh representation, because it would improve system and method for representing the connectivity information of a simple triangular mesh which vertices of the simple triangular mesh form a triangular face of the mesh, without loss of information in compressed form (col. 5, lines 45-49). Taubin also teaches vertex as a root of the cluster (a rooted spanning tree in the graph of the mesh) after the connection until the first termination is fulfilled (fig. 2); performing a clustering simplification to each cluster in the forest repeating until the second termination condition is fulfilled to produce a simplified mesh (section 5, pages 7-8).

5. Claims 2-23 are rejected under 35 U.S.C. 103(a) as being unpatentable over Taubin et al. "Progressive Forest Split Compression", IBM T.J. Watson Research Center (ACM, published July 1998, pages 1-10) in view of Rossignac et al. (5,825,369) and further in view of Hoppe (6,046,744).

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**Claims 2-5**, Taubin does not teach the calculating lowest cost; however, Hoppe discloses obtaining an expansion with the lowest cost (col. 24, lines 49-53), setting the expansion as disable (the method of edge collapse exits the loop) if the vertex has combined with an expansion (v,u,x) has been carried out, wherein x is any vertex that differ from the vertex in the single resolution mesh (compares the number of faces in the mesh M resulting from the edge collapse is greater than the selected number of faces of the base mesh (single resolution mesh), see col. 25, lines 11-19), recalculating the cost of expansion without carrying the expansion if the cluster (vertices) is combined with other vertices after the expansion (edge collapse) is constructed (col. 25, lines 21-32). **Claims 12-23**, Hoppe discloses saving each round of simplification as a simplification record (figs 12, 14 and 15); converting the simplification record into a refinement sequence (col. 31, lines 39-48); the first termination (edge collapse) and the second termination (vertex split) are deduced from a condition between levels in an user-defined resolution mesh (the software application selects the coarser and finer meshes of level-of-detail by the computer user (col. 14, lines 53-60; col. 24, lines 54-65). It would have been obvious to one of ordinary skill in the art at the time the invention was made to incorporate the lowest cost estimated energy cost for edge collapse transformation as taught by Hoppe into the progressive forest split compression of Taubin's method for constructing the progressive mesh representation, because it would minimize the energy metric to select successive modifications such as edge collapse transformation, to simplify the

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mesh to a base mesh (single resolution mesh) while best preserving the mesh's appearance (col. 24, lines 21-24).

**Claims 6-11**, Taubin et al. discloses the vertex  $t$  is combined with each vertex outside the vertex  $t$  when the clustering simplification is performed (each connected component is a simple polygon (triangulated with no internal vertices), see section "The forest collapse operation", the right column of page 7); eliminating the triangles using two or more vertices in the cluster (all vertices in each cluster are collapsed into a single vertex of the next level of detail, clustering algorithms are based on triangle collapsing and edge collapsing, see section "Clustered multi-resolution models", the right side column of page 7); moving the corner of the triangle (jumping from triangle corner to neighboring triangle corner) which uses a non-representative vertex in the cluster to where the representative vertex is located (see the left column (the top paragraph) of page 5).

### ***Response to Arguments***

6. Applicant's arguments with respect to claim 1 have been considered but are moot in view of the new ground(s) of rejection.

With respect to applicant's argument, claim 1 has been modified and rejected under 35 U.S.C. 103(a) as being unpatentable over Taubin et al. "Progressive Forest Split Compression", IBM T.J. Watson Research Center (ACM, published July 1998, pages 1-10) in view of Rossignac et al. (5,825,369), because Taubin teaches single resolution mesh using progressive forest split operation (expansion operation) for growing a forest (doubling the number of  $n$  of

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triangles (vertices)) and then performing a clustering simplification (all the vertices in each cluster are collapsed into a single vertex; see section 5, pages 7-8). Hoppe teaches calculating an estimated energy cost of vertex spanning tree. And further Rossignac et al. teaches triangle trees of the lowest cost (see the Office Action).

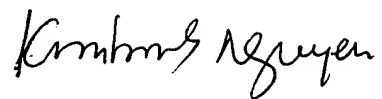
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kimbinh T. Nguyen whose telephone number is (703) 305-9683. The examiner can normally be reached on Monday to Thursday from 7:00 AM to 4:30 PM. The examiner can also be reached on alternate Friday from 7:00 AM to 3:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Zimmerman, can be reached at (703) 305-9798. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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August 12, 2004

A handwritten signature in black ink, appearing to read "Kimbinh Nguyen". The signature is written in a cursive, flowing style.

Kimbinh Nguyen

Patent Examiner AU 2671